



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walter Günzburg, Dieter Klein, Walter Tabotta and Brian Salmo
Application No.: 09/610,215 Group Art Unit: 1636
Filed: July 5, 2000 Examiner: David A. Lambertson
Confirmation No.: 4735
Title: Reconstituting Retroviral Vector (ReCon Vector) For Targeted Gene Expression

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CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on <u>3-18-03</u>	<u>Jenine Crump</u>
Date	Signature
<u>Jenine Crump</u>	
Typed or printed name of person signing certificate	

REVOCATION OF POWERS OF ATTORNEY
AND APPOINTMENT OF NEW ATTORNEYS AND/OR AGENTS

Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

Sir:

Institut für Virologie Teilrechtsfähiges Institut an der Veterinärmedizinischen Universität Wien, a Corporation duly organized under the laws of Austria, is the assignee of the entire right, title and interest in the above-identified application. **Institut für Virologie Teilrechtsfähiges Institut an der Veterinärmedizinischen Universität Wien** hereby appoints the attorneys and/or agents associated with:

Customer No. 21003
BakerBotts, LLP
30 Rockefeller Plaza
New York, New York 10112-4498

09/610,215

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to prosecute the above-identified application and any divisions or continuations thereof and to conduct all business in the United States Patent and Trademark Office. All previously granted Powers of Attorney are hereby revoked.

Statement under 37 C.F.R. §3.73(b) is submitted herewith.

All correspondence should be sent to Lisa B. Kole, M.D., Ph.D., BakerBotts, LLP, 30 Rockefeller Plaza, New York, New York 10112-4498. Please direct all telephone calls to Lisa B. Kole at (212) 408-2628, and all facsimile communications to (212) 259-2428.

Respectfully submitted,

**Institut für Virologie Teilrechtsfähiges Institut
an der Veterinärmedizinischen Universität Wien**

Name Wolfgang Bäcker
Wolfgang Bäcker

Signature Wolfgang Bäcker

Title Manager IP and Licensing

Date Wednesday, 12 March 2003



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STATEMENT UNDER 37 C.F.R. § 3.73(b)

Applicants: Walter Günzburg, Dieter Klein, Walter Tabotta and Brian Salmons

Application No.: 09/610,215 Filed: July 5, 2000

For: Reconstituting Retroviral Vector (ReCon Vector) for Targeted Gene Expression

Institut für Virologie Teilrechtsfähiges Institut an der Veterinärmedizinischen Universität Wien, a corporation,
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is

- A. ☒ the assignee of the entire right, title and interest in the patent application identified above; or
- B. ☐ an assignee together with [] of the entire right, title and interest in the patent application identified above. A separate Statement under 37 CFR § 3.73(b) is being submitted.

The right, title and interest of the above-named assignee in the patent application identified above is established by virtue of:

- A. ☐ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: Brian Salmons To: Bavarian Nordic Research Institute GmbH
The document was recorded in the Patent and Trademark Office at
Reel 011373, Frame 0078-0080, or a copy thereof is attached.
2. From: Walter Günzburg, Dieter Klein and Walter Tabotta To: Austrian Nordic Biotherapeutics AG
The document was recorded in the Patent and Trademark Office at
Reel 011373, Frame 0108-0111, or a copy thereof is attached.
3. From: Bavarian Nordic Research Institute A/S To: Austrian Nordic Biotherapeutics AG
The document was recorded in the Patent and Trademark Office at
Reel 011373, Frame 0088-0092, or a copy thereof is attached.
4. From: Bavarian Nordic Research Institute GmbH To: Austrian Nordic Biotherapeutics AG
The document was recorded in the Patent and Trademark Office at
Reel 011607, Frame 0248-0253, or a copy thereof is attached.
NOTE: Re-Record to Correct the Name of the Conveying Party, Previously Recorded on December 14, 2000, Reel 011373, Frames 0088-0092.
5. From: Austrian Nordic Biotherapeutics AG To: Institut für Virologie Teilrechtsfähiges Institut an der Veterinärmedizinischen Universität Wien
A copy thereof is attached.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Date: Wednesday, 12 March 2003

Name: Wolfgang Bäcker

Title: Manager IP and Licensing

Signature: Wolfgang Bäcker

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COPY

To the Commissioner, United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies)

Austrian Nordic Biotherapeutics AG



2. Name and address of receiving party(ies)

Name: Institut für Virologie Teilrechtsfähiges Institut an der
Veterinärmedizinischen Universität Wien

Internal Address: _____

Street Address: Veterinärplatz 1

City: Vienna State: AUSTRIA ZIP: A-1210

Additional name(s) & address(es) attached? [] Yes [X] No

Additional name(s) of conveying party(ies) attached? [] Yes [X] No

3. Nature of conveyance:

- [X] Assignment [] Merger
[] Security Agreement [] Change of Name
[] Other _____

Execution Date: February 25, 2003

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

09/610,215

B. Patent No.(s)

Additional numbers attached? [] Yes [X] No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Anne J. Collins, Esq.

Internal Address: _____

Hamilton, Brook, Smith & Reynolds, P.C.

Street Address: 530 Virginia Road, P.O. Box 9133

City: Concord State: MA ZIP: 01742-9133

6. Total number of applications and patents involved: [1]

7. Total Fee (37 C.F.R. 3.41)..... \$ 40.00

- [X] Enclosed
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To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Anne J. Collins

Name of Person Signing

Anne J. Collins
Signature

March 4, 2003
Date

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ASSIGNMENT

Whereas, by virtue of an Assignment recorded in the United States Patent and Trademark Office on Reel 011607, Frames 0248-0253 and an Assignment recorded in the United States Patent and Trademark Office on Reel 011373, Frames 0108-0111, **Austrian Nordic Mothersreutics AG**, of Veterinärplatz 1, A-1210 Vienna, **AUSTRIA** is the owner of United States Patent Application Serial No. 09/610,215, filed July 5, 2000.

Whereas, Institut für Virologie Teilrechtsfähiges Institut an der Veterinärmedizinischen Universität Wien, an Austrian corporation, of Veterinärplatz 1, A-1210 Vienna, AUSTRIA, is desirous of acquiring from Austrian Nordic Biotherapeutics AG the entire right, title and interest in, to and under the aforesaid Patent Application and the invention therein described and claimed.

Now, therefore, for good and valuable consideration, the receipt of which is hereby acknowledged, **Austrian Nordie Biotherapeutics AG** hereby sells, transfers and conveys its entire right, title and interest in, to and under said Patent Application and the invention therein described and claimed to **Institut für Virologie Teilrechtsfähiges Institut an der Veterinärmedizinischen Universität Wien** to the full end of the term for which Letters Patent may be granted and hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent when granted to **Institut für Virologie Teilrechtsfähiges Institut an der Veterinärmedizinischen Universität Wien** as the assignee of the entire right, title and interest in, to and under the same.

Assignor further agrees that Assignor will, without demanding any further consideration therefor, at the request but at the expense of Assignee, do all lawful and just acts, including the execution and acknowledgment of instruments, that may be or become necessary for obtaining, sustaining, or reissuing said Letters Patent as may be granted from said Patent Application, and for maintaining and perfecting Assignee's right to said Letters Patent.

Austrian Nordic Biotherapeutics AG

By _____

Date ~~January~~ February 25, 2003

Date February 25, 2003

Witness Li-hall Alt